

Chapter PD 1

APPENDIX C

WISCONSIN STATE PUBLIC DEFENDER

Protecting Justice For All

Appellate Certification List Request

Wis. Admin. Code s. PD 1.04 (13)

Name:	SBID:
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I request certification for the following case types (check all that apply):

- ☐ Appellate 1 — Misdemeanor cases, unclassified crimes, sentencing after revocation cases, paternity cases and class G to I felony cases: The attorney is either submitting for review and approval a brief-in-chief that was filed in any appellate court in the United States within the five years immediately preceding the application for certification; or the attorney has completed 3 credits of state public defender approved legal education pertaining to appellate procedure, or its equivalent, including a law school course, clinical program or judicial clerkship within the three years immediately preceding the application for certification.
- ☐ Appellate 2 — Class A to F felony cases and Appellate 1 cases: The attorney has filed a minimum of two briefs-in-chief in Wisconsin appellate courts that complied with s. 809.30, Stats., within the five years immediately preceding the application for certification and is submitting one of them for review and approval by the state public defender; has conducted three contested circuit court hearings, including one evidentiary hearing, within the five years immediately preceding the application for certification; and either satisfies the Appellate 1 criteria or has completed six credits of state public defender approved legal education pertaining to criminal law within one year immediately preceding the application for certification.
- ☐ Appellate TPR — The attorney satisfies the Appellate 1 criteria and has either completed four credits of state public defender approved legal education pertaining to termination of parental rights within one year immediately preceding the application for certification or has been sole trial or appellate counsel of record in one contested termination of parental rights case in the three years immediately preceding the application for certification.
- ☐ Appellate Juvenile — The attorney satisfies the Appellate 1 criteria and has either completed four credits of state public defender approved legal education pertaining to ch. 48 or 938, Stats., within one year immediately preceding the application for certification or has been sole trial or appellate counsel of record in five cases filed under ch. 48 or 938, Stats., within the three years immediately preceding the application for certification.
- ☐ Appellate Civil Commitment — The attorney satisfies the Appellate 1 criteria and has either completed four credits of state public defender approved legal education pertaining to chs. 51 and 55, Stats., within the year immediately preceding the application for certification or has been sole trial or appellate counsel of record in five cases under chs. 51 and 55, Stats., in the three years immediately preceding application for certification.
- ☐ Appellate Chapter 980 — The attorney satisfies the Appellate 1 criteria and has either completed four credits of state public defender approved legal education pertaining to ch. 980, Stats., within the year immediately preceding the application for certification or has been sole trial or appellate counsel of record in one contested commitment case under ch. 980, Stats., in the three years immediately preceding application for certification.

Provide copies of the briefs relied upon to satisfy the certification requirement(s).

Provide documentation to verify your participation in the trials and hearings that satisfy the certification requirement(s) applicable to your request. Case names, numbers, and jurisdictions are necessary for verification. If the trials or hearings are from outside Wisconsin, you must provide copies of court documents.

Identify the approved legal education that satisfies the certification requirement(s).

I have reviewed the certification rules in Wis. Admin. Code ch. PD 1. I certify that all information submitted in support of my certification list request is true and correct. I understand that any material misrepresentation may result in denial of my certification list request or decertification.

Signature

Date

Return this form with any required attachments and your general certification application form to:

Assigned Counsel Division
Wisconsin State Public Defender
P.O. Box 7923
Madison, WI 53707-7923
(608) 267-1771

2/7/2010